

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of:

DuBose et al.

Serial No.: **09/975,870**

Filed: **October 12, 2001**

Confirmation No.: **9713**

Group Art Unit: **1724**

Examiner: **Robert H. Spitzer**

Docket No. **820504-1010**

For: **Method for Species and Exchange and an Apparatus Therefore**

FIRST RESPONSE (WITH AMENDMENTS)

Mail Stop: Non-Fee Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

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TC 1700

Sir:

The outstanding non-final Office Action mailed **September 25, 2003** (Paper No. 5) has been carefully considered. In response thereto, please enter the following amendments in which claim 1 is amended; and claim 3 is canceled. Claims 1, 2, and 4-40 are now pending in the present application. Reconsideration and allowance of the application and presently pending claims, as amended, are respectfully requested.

AUTHORIZATION TO DEBIT ACCOUNT

It is believed that no extensions of time or fees for net addition of claims are required, beyond those which may otherwise be provided for in documents accompanying this paper. However, in the event that additional extensions of time are necessary to allow consideration of this paper, such extensions are hereby petitioned under 37 C.F.R. § 1.136(a), and any fees required therefor (including fees for net addition of claims) are hereby authorized to be charged to deposit account no. 20-0778.



1724

CERTIFICATE OF MAILING

I hereby certify that the below listed items are being deposited with the U.S. Postal Service as first class mail in an envelope addressed to:

**Mail Stop Non-Fee Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450**

on 12/23/03

Laurie Delesandro
Laurie Delesandro

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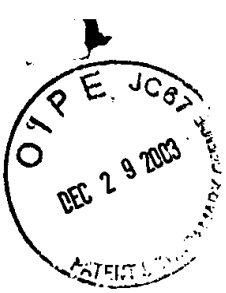
Docket No.: 820504-1010

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The following is a list of documents enclosed:

Return Postcard
First Response (With Amendments)
Substitute Abstract
Statement of Common Ownership

Further, the Commissioner is authorized to charge Deposit Account No. 20-0778 for any additional fees required. The Commissioner is requested to credit any excess fee paid to Deposit Account No. 20-0778.



CERTIFICATE OF MAILING

I hereby certify that the below listed items are being deposited with the U.S. Postal Service as first class mail in an envelope addressed to:

**Mail Stop
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450**

on _____

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Examiner:

For:

Docket No.:

The following is a list of documents enclosed:

Return Postcard

Further, the Commissioner is authorized to charge Deposit Account No. _____ for any additional fees required. The Commissioner is requested to credit any excess fee paid to Deposit Account No. _____

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